



10-10-03

Atty. Dkt. No. 040014-0178

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: To be Determined

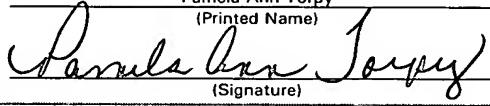
Title: Spout

Appl. No.: 10/627,200

Filing Date: 07/25/03

Examiner: To be determined

Art Unit: To be determined

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.	
EV 055898574 US (Express Mail Label Number)	October 9, 2003 (Date of Deposit)
Pamela Ann Torpy (Printed Name)	
	
(Signature)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of those documents that are not U.S. patents or U.S. patent application publications are being submitted to comply with the provisions of 37 CFR §1.97 and §1.98. *See Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003*, dated July 11, 2003, signed by Stephen G. Kunin, published on the website of the United States Patent and Trademark Office.

In addition to the documents listed on Form PTO-1449, Applicants submit the following copending patent applications for the Examiner's consideration:

App. Serial No.	Filing Date	Title	Atty. Dkt. No.
29/167,970	09/25/2002	SPOUT	040014-0121
29/176,627	02/25/2003	CONTAINER	040014-0150
10/447,389	05/29/2003	INTERCHANGEABLE CONTAINER COVER	040014-0170
To be determined	07/25/2003	SPOUT	040014-0179

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the filing date of the application.

**RELEVANCE OF EACH DOCUMENT**

The relevance of each foreign-language document is presumed as a result of the foreign-language document being identified in a foreign search directed to the general subject matter of the present application and/or is apparent from the figures of the reference. An English translation of the foreign-language documents is not readily available. However, the absence of such translation does not relieve the PTO from its duty to consider the submitted foreign language documents (37 CFR §1.98 and MPEP §609).

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609. Applicants also respectfully request that any information which has been considered by the Office in a parent application be considered by the Examiner in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a

check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Respectfully submitted,

By



Date 10/18/03

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Form PTO-1449 <i>MODIFIED</i> OCT 09 2003 INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 040014-0178	SERIAL NO. 10/627,200
		APPLICANT	To be Determined
		FILING DATE 07/25/03	GROUP ART UNIT

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE
	A1	Des. 204,171	3/22/1966	Szajna			
	A2	Des. 249,646	9/26/1978	Ritter			
	A3	Des. 258,563	3/17/1981	Romagnoli			
	A4	Des. 288,535	3/3/1987	Bozich			
	A5	Des. 292,490	10/27/1987	Kowollik et al.			
	A6	Des. 302,526	8/1/1989	Ritter			
	A7	Des. 321,325	11/05/1991	Petrus			
	A8	Des. 322,221	12/10/1991	Neff			

## FOREIGN PATENT DOCUMENTS

REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION	
						YES	NO
A85	GB 274542	7/26/27	Great Britain				
A86	GB 1329741	9/12/73	Great Britain				
A87	GB 2091677	8/4/1982	Great Britain				
A88	JP 60-240658	11/29/85	Japan				
A89	JP 63-126258	8/17/88	Japan				
A90	JP 11-506994	6/22/99	Japan				
A91	CA 495,276		Canada				
A92	JP 61-185495		Japan (abstract)				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.	

Form PTO-1449 (MODIFIED)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 040014-0178	SERIAL NO. 10/627, 200		
<b>O I P E</b> <b>INFORMATION DISCLOSURE CITATION</b> <small>OCT 09 2003 Use several sheets if necessary)</small>		APPLICANT		To be Determined			
		FILING DATE		GROUP ART UNIT			
		07/25/03					
<b>U.S. PATENT DOCUMENTS</b>							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE
	A9	Des. 323,115	1/14/1992	Kelsey			
	A10	Des. 355,854	2/28/1995	Baron et al.			
	A11	Des. 362,180	9/12/1995	Haines			
	A12	Des. 366,617	1/30/1996	Hotz			
	A13	Des. 379,302	5/20/1997	Rodman			
	A14	Des. 424,440	5/9/2000	Wilkinson et al.			
	A15	Des. 425,792	5/30/2000	Haller			
	A16	Des. 436,033	1/9/2001	Croft et al.			
	A17	129,303	7/16/1872	Wright			
	A18	2,102,057	12/14/1937	Chamberlain			
	A19	2,347,401	4/25/1944	Davey			
	A20	2,763,403	9/18/1956	Livingstone			
	A21	2,889,079	6/2/1959	Livingstone			
	A22	3,300,104	1/24/1967	Burt			
	A23	3,323,691	6/6/1967	Ruetz			
	A24	3,387,749	6/11/1968	Godshalk et al.			
	A25	3,463,366	8/26/1969	Spencer			
	A26	3,659,758	5/2/1972	Waterman			
	A27	3,695,488	10/3/1972	Olsson			
	A28	3,833,150	9/3/1974	Visser-Patings			
	A29	3,899,107	8/12/1975	Gaal			
	A30	3,942,688	3/9/1976	Pryor et al.			
	A31	3,972,453	8/3/1976	Kapples			
	A32	3,980,213	9/14/1976	Ramsay			
	A33	4,009,802	3/1/1977	Hayduchok			
	A34	4,014,465	3/29/1977	Ritter			
	A35	4,078,700	3/14/1978	Hidding			
	A36	4,125,210	11/14/1978	Embree			
	A37	4,203,537	5/20/1950	McAlister			
	A38	4,225,064	9/30/1980	Westcott			
	A39	4,235,348	11/25/1980	Watson			
	A40	4,240,568	12/23/1980	Pool			

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<p style="text-align: center;"><b>O I P E</b> <b>INFORMATION DISCLOSURE CITATION</b> <i>OCT 09 2003</i> <i>Use several sheets if necessary</i></p>		APPLICANT		To be Determined			
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<b>U.S. PATENT DOCUMENTS</b>							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE
	A41	4,491,234	1/1/1985	Wilcock			
	A42	4,619,372	10/28/1986	McFarland			
	A43	4,669,640	6/2/1987	Ando et al.			
	A44	4,702,395	10/27/1987	Nitsch			
	A45	4,736,874	4/12/1988	Durant			
	A46	4,771,501	9/20/1988	Leiter			
	A47	4,799,306	1/24/1989	Collins et al.			
	A48	4,911,319	3/27/1990	DeJean			
	A49	4,941,586	7/17/1990	Tarna			
	A50	5,012,960	5/7/1991	Arnold			
	A51	5,123,576	6/23/1992	Lawrence			
	A52	5,158,216	10/27/1992	Viani			
	A53	5,195,662	3/23/1993	Neff			
	A54	5,251,788	10/12/1993	Moore			
	A55	5,269,438	12/14/1993	Kelsey			
	A56	5,392,969	2/28/1995	Usery			
	A57	5,435,467	7/25/1995	Ekkert et al.			
	A58	5,443,184	8/22/1995	Broitzman			
	A59	5,533,802	7/9/1996	Garganese			
	A60	5,568,879	10/29/1996	Kovathana			
	A61	5,582,315	12/10/1996	Reid			
	A62	5,597,090	1/28/1997	Leahy			
	A63	5,626,298	5/6/1997	Arnoldy			
	A64	5,810,196	9/22/1998	Lundy			
	A65	5,855,304	1/5/1999	Dean et al.			
	A66	5,890,628	4/6/1999	Simpson et al.			
	A67	5,921,448	7/13/1999	Stewart			
	A68	5,927,535	7/27/1999	Goth			
	A69	5,941,427	8/24/1999	Speer			
	A70	5,971,201	10/26/1999	Daw			

